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FILED
U.S. DISTRICT COURT
NORTHERN DIST. OF TX
FT. WORTH DIVISION

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

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CLERK OF COURT

FLEXIBLE INNOVATIONS, LTD.,

Plaintiff,

v.

AMERICAN COVERS, INC. d/b/a
HANDSTANDS,

Defendant.

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CIVIL ACTION NO.
4-05-CV-021-A

PLAINTIFF/APPELLANT'S NOTICE OF APPEAL

TO THE HONORABLE JUDGE OF SAID COURT:

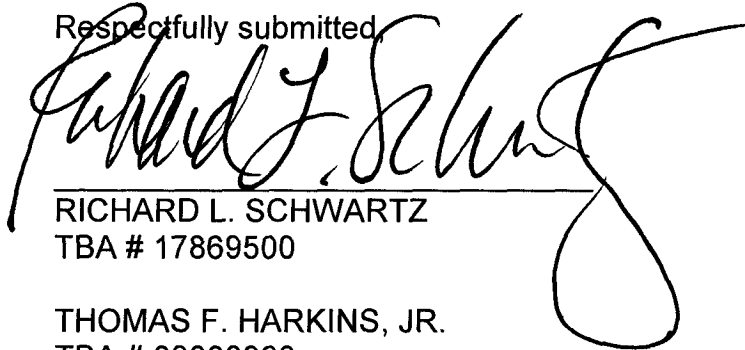
COMES NOW FLEXIBLE INNOVATIONS, LTD., Plaintiff, and files its **NOTICE OF APPEAL** in this case in accordance with Rules 3(c) & 4(a)(1)(A), Federal Rules of Appellate Procedure, and any other applicable rules, as follows:

1. This appeal is being taken by **FLEXIBLE INNOVATIONS, LTD.** ("Flexible"), the Plaintiff and Appellant.

2. This appeal is being taken from the Order and Final Judgment ("Judgment") of The Honorable John McBryde, United States District Judge, as signed and filed on August 17, 2005, and the Order ("Order") by Judge McBryde, as signed and filed on September 15, 2005, in this case. Flexible timely moved to alter or amend the Judgment within less than ten (10) days from the signing and entry of the Judgment. The Trial Court's Order denied the motion to alter or amend the Judgment. This Notice of Appeal is being filed within thirty (30) days from the Order.

3. Appeal is being taken to the United States Court of Appeals for the Federal Circuit.

Respectfully submitted,



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**ATTORNEYS FOR PLAINTIFF/APPELLANT
FLEXIBLE INNOVATIONS, LTD.**

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of October, 2005, I served a copy of this instrument by First Class United States Mail, postage prepaid, on Counsel for Defendant:

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